

House File 200 - Introduced

HOUSE FILE 200

BY SITZMANN

(COMPANION TO SF 57 BY EVANS)

A BILL FOR

1 An Act requiring the department of health and human services
2 to reimburse a county for the temporary holding of, or
3 confinement of, a sexually violent predator who commits a
4 public offense while subject to an order of civil commitment.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 229A.5C, subsection 2, Code 2025, is
2 amended to read as follows:

3 2. a. Upon the filing of a complaint, indictment, or
4 information, the person shall be transferred to the county
5 jail in the county where the public offense occurred until the
6 criminal proceedings have been completed.

7 b. If the person is sentenced to a term of confinement in a
8 county jail, the person shall serve the sentence at the county
9 jail. If the person is sentenced to the custody of the director
10 of the department of corrections, the person shall serve the
11 sentence at a correctional institution.

12 c. (1) If a person who is subject to an order of civil
13 commitment under this chapter is transferred to a county jail
14 or sentenced to a term of confinement in a county jail pursuant
15 to this subsection, the department shall reimburse the county at
16 a rate of fifty dollars per day for the time period the person
17 is temporarily held after transfer or is confined in the county
18 jail.

19 (2) The department shall use funds appropriated to the
20 department for costs associated with the treatment and commitment
21 of sexually violent predators in the unit located at the state
22 mental health institute at Cherokee, or use funds transferred
23 pursuant to section 218.6, for the payment of reimbursements
24 pursuant to subparagraph (1).

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 This bill requires the department of health and human services
29 (HHS) to reimburse a county at a rate of \$50 per day when a
30 sexually violent predator (SVP) is transferred to the county's
31 jail after the SVP committed a public offense while subject to an
32 order of civil commitment. If the SVP is subsequently sentenced
33 to confinement at the county jail, HHS must reimburse the jail at
34 a rate of \$50 per day for each day the SVP is confined.

35 The bill requires HHS to use funds appropriated to HHS for

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1 costs associated with the treatment and commitment of sexually
2 violent predators in the unit located at the state mental health
3 institute at Cherokee, or use funds transferred pursuant to Code
4 section 218.6 for the payment of reimbursements to county jails.

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